

**ORDINANCE NO. BL2018-1418**

**An ordinance amending Section 17.40.420 of the Metropolitan Code of Laws to require Preservation Permits before any action within historic overlay districts (Proposal No. 2018Z-011TX-001).**

WHEREAS, under Metropolitan Code of Laws § 17.40.410, the Historic Zoning Commission is empowered to adopt design guidelines for each historic overlay district and apply those guidelines when considering preservation permit applications; and,

WHEREAS, upon approval of an application, the Historic Zoning Commission shall issue a preservation permit to the applicant; and,

WHEREAS, clarification is necessary regarding the requirement to obtain a preservation permit before commencing work on properties within the historic overlays districts, and the continuing obligation to follow the preservation permit throughout completion of the work.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1: That the Council of the Metropolitan Government of Nashville and Davidson County does hereby amend Section 17.40.420 of the Metropolitan Code of Laws by adding a new subsection A. and re-lettering the sections that follow accordingly. The new subsection A shall read as follows:

- A. Permit Required. Any person undertaking any action for or with respect to any structure located within any of the historic overlay districts listed in 17.36.110 shall first obtain a preservation permit from the historic zoning commission. No person may undertake any action for or with respect to any structure located within any of the historic overlay districts listed in 17.36.110 without first obtaining a preservation permit. These actions include exterior alteration, repair, relocation, demolition in whole or in part, or new construction. In the case of Historic Landmark Interior (HI) designations, these actions include interior renovations, alterations, repairs, or demolition in whole or in part. The design and demolition review of the historic zoning commission shall be memorialized in the preservation permit. The preservation permit must be followed from commencement through completion of the work.

Section 2: This ordinance shall take effect from and after its final passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring.

INTRODUCED BY:

RECOMMENDED BY:

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Burkley Allen

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Tim Walker, Executive Director  
Historic Zoning Commission

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Freddie O'Connell  
Members of Council